

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. 3340

To the Commissioner of Patent and Trademarks:

Washington, D.C. 20231

**REISSUE APPLICATION DECLARATION AND
POWER OF ATTORNEY BY THE INVENTOR**

I, REX VANDENBERG, applicant for reissue, declare that I am a citizen of Canada, and a resident of Picture Butte, Alberta; that I believe myself to be the original, first and sole inventor of the subject matter described and claimed in letters patent No. 6,312, 205 granted on Nov. 6, 2001, and in the foregoing specification for which invention I solicit a reissue patent; that I do not know and do not believe that said invention was ever known or used in United States of America before my invention thereof; and that I believe that the original patent is partly inoperative as I originally claimed less than I had a right to claim in the patent.

The particular insufficiencies in the claims relied upon and how they occurred are set forth below. These insufficiencies in the claims arose without any deceptive intention on the part of myself or my attorneys.

The claims as allowed in patent No. 6,312, 205 inadvertently claimed less than applicant had a right to claim. The errors arose because I failed to appreciate the limiting effects of certain omissions in the claim language pertaining to the pivot deck and conveyor means. In the original application, claims 19 and 20 were directed to a bale

carrying vehicle including limitations directed to a bale loading arm, a pivot deck, and conveyor means. In the response to the first office action, claims 19 and 20 were deleted without prejudice. The subsequent prosecution of the application focused on claims 1 through 18 which were eventually allowed. Claims 1 through 18, as issued, primarily include limitations directed to a bale loading arm.

After issuance of the patent, applicant pursued marketing and licensing of the technology disclosed and claimed in patent No. 6,312, 205. During review of the patent, applicant became aware that the claims did not contain sufficient coverage of his invention. Applicant submits that the specification did, and does, support claims directed to a bale loader or bale carrying vehicle with broader limitations directed to a bale loading arm than independent claims 1 and 10, but with narrower limitations directed to a pivot deck and/or conveyor means.

Applicant has submitted claims 19 through 26 to correct these deficiencies. Independent claim 19 includes limitations similar in scope to those of claim 1 and adds further limitations directed to a pivot deck and bail retaining members. Dependent claims 20 through 22 include limitations directed to means for moving bales. Independent claim 23 has been submitted to correct the above deficiencies by including broader limitations directed to a bale loading arm and narrower limitations directed to a pivot deck and conveyor means. Dependent claims 24 through 26 contain limitations directed to bail retaining members and conveyor means. Applicant submits that the added claims are neither anticipated nor obvious in light of the prior art.

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. §1.56(a).

I hereby state that I have reviewed and understand the contents of the specification, including the claims submitted in this application for reissue.

POWER OF ATTORNEY

I hereby appoint the following attorneys to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

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DECLARATION

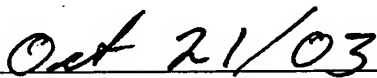
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. All errors which are being corrected in the present reissue application up to the time of filing of this declaration arose without any deceptive intention on my part.

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(Signature)



(Date)